

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

HARRY L. BATISTE,

Plaintiff,
Defendant.

Case No. 2:11-cv-01291-PMP-PAL

ORDER

(IFP App - Dkt. #1)

VS.

METRO POLICE,

Defendant.)

This matter is before the court on Plaintiff's Application to Proceed *In Forma Pauperis* (Dkt. #1). Plaintiff is proceeding in this action *pro se*, has requested authority pursuant to 28 U.S.C. § 1915 to proceed *in forma pauperis*, and submitted a Complaint (Dkt. #1). This proceeding was referred to this court by Local Rule IB 1-9.

Plaintiff has submitted an incomplete Application to Proceed *In Forma Pauperis*. Plaintiff has not responded to question 3(a)-(c) or (e), has not stated how much he receives in Social Security income or how much he expects to receive in the future, or provided any response at all to question 5. As a result, the court cannot determine whether Plaintiff qualifies to proceed *in forma pauperis*, and his Application will be denied without prejudice. The Clerk of Court shall retain the Complaint.

Accordingly,

IT IS ORDERED:

1. Plaintiff's Application to Proceed *In Forma Pauperis* (Dkt. #1) is DENIED WITHOUT PREJUDICE. The Clerk of Court shall mail Plaintiff a blank application, and Plaintiff shall have until **September 22, 2011**, in which to submit the completed application or pay the \$350.00 filing fee. Failure to comply with this order will result in a recommendation to the district judge for dismissal.

2. The Clerk of Court shall retain Plaintiff's Complaint.

Dated this 22nd day of August, 2011.

Peggy A. Teer
PEGGY A. TEER
UNITED STATES MAGISTRATE JUDGE